

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* application of:

WESTBERRY, R.S., et al.

Serial No.: 10/588,689

Filing Date: June 29, 2007

For: *DUTP BASED COMPOSITIONS FOR  
REDUCING PRIMER-AGGREGATE  
FORMATION DURING NUCLEIC ACID  
AMPLIFICATION*

Examiner: KIM, Young J.,

Art Unit: 1637

Conf. No.: 9609

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence, including listed enclosures, is being electronically transmitted in Portable Document Form (PDF) through EFS-Web via Hyper Text Transfer Protocol to the United States Patent and Trademark Office's Patent Electronic Business Center on:

Dated: MARCH 4, 2010

Signed:   
Nicholas Garnett

**RESPONSE AND AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This paper is in response to a non-final Office Action mailed September 29, 2009. This response is being submitted on or before March 29, 2010, along with payment of the required extension of time fee, thereby making this a timely response.

Applicants believe no additional fees are due. Nonetheless, Applicants authorize the Commissioner to charge any fees which may be required, including extension fees and excess claims fees, or credit any overpayment, to Deposit Account No. 50-2387 (Our Order No.46998.021; Our Docket No.: 186257/US).

Please amend the application as follows:

**Listing of claims** begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.